

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
EASTERN DIVISION

APRIL K. BARNETT,

Plaintiff,

vs.

JP MORGAN CHASE BANK,
NATIONAL ASSOCIATION, as
successor by merger to CHASE
HOME FINANCE, LLC,

Defendant.

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CIVIL ACTION NO.:

1:12-CV-01745-VEH

PLAINTIFF'S EVIDENTIARY SUBMISSION IN RESPONSE TO
DEFENDANT'S BRIEF IN SUPPORT OF ITS MOTION FOR PARTIAL
SUMMARY JUDGMENT

COMES NOW, the Plaintiff, APRIL K. BARNETT, and pursuant to Rule 56 of the Federal Rules of Civil Procedure, hereby submits the following evidentiary materials, true and accurate copies of which are attached hereto,¹ in support of its Response to Defendant's Motion for Partial Summary Judgment. Plaintiff adopts and incorporates those materials by reference in its Response.

¹ Confidential and private information, including loan numbers and telephone numbers, have been redacted.

Exhibit	Description
1	ERA Mortgage dated May 15, 2007 - Chase 1-28
2	Email from Jeffrey to Fannie Mae Hazard Loss dated 11/05/2010 and 11/12/2010 - Chase 2457-2458 ²
3	State Farm's letter to Barnett dated 06/29/2010 - Chase 678-679
4	Deposition of Jason Barnett dated 12/12/2011
5	Chase's Consolidated Notes Log - Chase 842
6	State Farm's letter to Barnett dated 06/29/2010, and letter from Barnett to Chase - Chase 676-680
7	Deposition of April Barnett dated 02/01/2013
8	Chase's letter to Barnett dated 07/02/2010 - Chase 684
9	Mortgage payoff quote from Chase dated 08/24/2010 - Chase 31-32
10	State Farm's letter to Chase dated 08/31/2010 - PL 5-6
11	Chase's date stamped 09/03/10 rec'd - State Farm's letter to Chase dated 08/31/2010 - Chase 435
12	Deposition of Peter Katsikas dated 01/31/2013
13	Chase's Acceleration Warning Notice letter to Barnett dated 08/27/2010 - Chase 346-348
14	Chase's letters to Barnett dated 08/27/2010 - Chase 345 and 349
15	Fannie Mae Guidelines dated May 23, 2008
16	Chase's consolidated notes log dated 09/08/2010 - Chase 830

²Plaintiff has removed Exhibits 2, 3, 5, 6, 8, 11, 13, 14, 16, 17, 18, 19, 22, 23, 28, 31, 33, 34, 35, 36, 37, 38, 39, 40, 41, and 42 from this Evidentiary Submission because Chase marked these documents as Confidential and would not consent to remove this designation even from letter exchanged between the parties. By separate Motion, Plaintiff is requesting leave to file these exhibits under seal.

17	Chase's letter to Barnett dated 08/13/2010 - Chase 352-363
18	Chase's Consolidated Notes Log - Chase 828
19	Chase's letter to Barnett dated 09/30/2010 - Chase 367-377
20	Recorded phone conversation between Carolino and Barnett
21	Deposition of David Elsner, Vol. II dated 02/01/2013
22	Photographs of rebuilding home - Chase 2461
23	Emails from Jeffrey to Fannie Mae - Chase 402-404
24	Chase's letter to Barnett dated 12/16/2010 - PL 7
25	Recorded phone conversation between Lanuza and Jordan and Barnett
26	Rice's letter to Chase dated 01/13/2011 - PL 10-13
27	Chase's letter to Barnett dated 01/28/2011 - PL 14
28	Chase's internal memo dated 01/26/2011 - Chase 2452
29	LSI Mortgage Plus documents - LSI 1-29
30	Email from LSI Mortgage Plus to Barnett - PL 18
31	Chase's letter to Barnett dated 04/11/2011 - Chase 439-451
32	Deposition of Vicki Landis dated 12/12/2012
33	Chase's Consolidated Notes Log dated 01/12/2011 - Chase 814
34	Elsner's Performance Review - Chase 2989
35	Barnett's letter to Chase - Chase received 07/01/2010 - Chase 680
36	Chase's Letter of Authorization to Use Loss Draft Funds to Payoff Loan - Chase 429

37	Chase's letter to Barnett dated 09/13/2010 - Chase 428-430
38	Chase's file notes from Saxton - Chase 768
39	Chase's Oct. 2010 notes re: Saxton - Chase 2957-2959
40	Chase's email from Jeffrey to Fannie Mae dated 12/15/2010 - Chase 406
41	Email from Fannie Mae dated 11/24/2010 - Chase 412
42	Chase's letter to Barnett dated 12/16/2010 - Chase 400

RESPECTFULLY SUBMITTED:

/s/ DAVID A. McDONALD

DAVID A. McDONALD

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CERTIFICATE OF SERVICE

I do hereby certify that I have served on this 22nd day of March, 2013, a true and accurate copy of the foregoing pleading by electronic filing with the Clerk of Court for the United States District Court for the Northern District of Alabama, which will send electronic notification of such filing to all counsel of record.

/s/ DAVID A. McDONALD

DAVID A. McDONALD